IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUM. SUIT NO. 806 OF 2002

Gabriel India Limited. .. Plaintiff.

vs.

Mayank Desai ..

M/s. Champion Auto Parts. .. Defendants.

Mr. Haresh Mansukhnani for plaintiff.

None for defendants.

CORAM : S.U.KAMDAR, J.

DATE : 9th January,2006.

P.C.

. The plaintiff has filed an affidavit of service dated 24.9.2002. The packet has came back unclaimed. The defendants are not appearing in the matter.

2. The suit is filed for recovery of a sum of Rs. 3,27,332.00. The said amount is claimed on the basis of the goods sold and delivered. The plaintiff has produced the invoices and delivery challans as well as some of the cheques which are dishonoured and the correspondence demanding the amount. In spite of the aforesaid neither the

defendants have filed vakalatnama nor have filed any leave to defend. Compilation of documents is taken on record and marked "A" collectively with liberty to withdraw the same on filing xerox copies of the compilation.

3. In the circumstances, there shall be a decree in favour of the plaintiff and against the defendants as prayed.